

RESOLUTION

A RESOLUTION AUTHORIZING THE SALE OF REAL ESTATE VACATED BY THE CITY OF ANKENY TO DRA PROPERTIES, L.C.

WHEREAS, by Ordinance No. **1683** the City has vacated certain real estate hereinafter described; and

WHEREAS, DRA Properties, L.C., have offered to purchase said real estate for an amount equal to the costs incurred by the City to vacate such property; and

WHEREAS, public hearing on said vacation and sale was held on the 18th day of October, 2010, pursuant to notice published as required by law; and

WHEREAS, this Council, having heard all comments for and against said offer to purchase, determines that the offer should be accepted.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ankeny, Iowa, as follows:

1. The City accepts the offer of DRA Properties, L.C., to purchase, for an amount equal to the costs incurred by the City in preparing all proceedings and documents necessary to affect vacation and conveyance, the following described property:

Sanitary Sewer Easement recorded in Book 5815 Pages 377 of the records of the Polk County Recorder said easement being legally described as follows:

AN EASEMENT IN THE SOUTHEAST QUARTER OF SECTION 27, TOWNSHIP 80 NORTH, RANGE 24 WEST, OF THE 5TH PRINCIPAL MERIDIAN, EXCEPT JOHN DEERE PLACE, EXCEPT THE EAST 242.13 FEET AND EXCEPT HIGHWAY RIGHT-OF-WAY, WITH SAID EASEMENT TRACT BEING A STRIP 50.0 FEET IN WIDTH CENTERED ON A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 27; THENCE NORTH 0°21'24" EAST ALONG THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 190.38 FEET TO THE NORTH RIGHT-OF-WAY LINE; THENCE NORTH 86°30'50" WEST ALONG THE NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 242.23 FEET; THENCE NORTH 0°21'24" EAST ALONG A LINE PARALLEL TO THE EAST LINE OF SECTION 27, A DISTANCE OF 370.00 FEET TO THE POINT OF BEGINNING; THENCE NORTH 25°17' WEST, A DISTANCE OF 583.4 FEET; THENCE NORTH 11°27' WEST, A DISTANCE OF 484.6 FEET; THENCE NORTH 87° 42' WEST, A DISTANCE OF APPROXIMATELY 200 FEET TO THE EAST LINE OF LOT 14 OF SAID JOHN DEERE PLACE.

2. The Mayor and City Clerk are hereby authorized and directed to execute and deliver a quit claim deed conveying the aforesaid property to the purchaser upon receipt of the full amount of the purchase price. The Clerk shall compute such amount.

PASSED AND APPROVED this **1st** day of **November**, 2010.

Steven D. Van Oort, Mayor

Attest:

Pamela DeMouth, City Clerk